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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
LAFAYETTE-OPELOUSAS DIVISION

SAMANTHA J. GRIFFIN

CIVIL ACTION 07-1636

VERSUS

JUDGE HAIK

MICHAEL J. ASTRUE,  
COMMISSIONER OF SOCIAL SECURITY

MAGISTRATE JUDGE METHVIN


**JUDGMENT**

This matter was referred to United States Magistrate Judge Mildred E. Methvin for her Report and Recommendation. After an independent review of the record and the applicable jurisprudence, and noting the absence of objection, this Court concludes that the Report and Recommendation of the magistrate judge is correct and this Court adopts the conclusions set forth therein.

Accordingly, **IT IS THEREFORE ORDERED, ADJUDGED AND DECREED** that the Commissioner's decision is **REVERSED** and that judgment is rendered in favor of Griffin for benefits with an onset date of December 15, 2005.

Any judgment entered herewith will be a "final judgment" for purposes of the Equal Access to Justice Act (EAJA). See, Richard v. Sullivan, 955 F.2d 354 (5<sup>th</sup> Cir. 1992) and Shalala v. Schaefer, 509 U.S. 292 (1993).

Lafayette, Louisiana this 20<sup>th</sup> day of March, 2009.

  
RICHARD T. HAIK, SR.  
UNITED STATES DISTRICT JUDGE